

NOTICE OF RECEIPT WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on NOVEMBER 8, 2022. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

Application Number: 43A 30158835

Applicant: HARDSCRABBLE RANCH LLC
15660 BRACKETT CREEK
BOZEMAN, MT 59715

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	43A-190637	JUNE 1, 1897

PAST USE OF WATER

WATER WAS DIVERTED FROM BRACKETT CREEK AT A FLOW RATE OF 1.25 CFS FROM 4/15 TO 11/19 BY MEANS OF A HEADGATE IN THE NWNESE SECTION 3, TOWNSHIP 1 NORTH, RANGE 7 EAST, GALLATIN COUNTY. HISTORICALLY, 43A 190637 00 WAS FOR IRRIGATION OF 40 ACRES IN THE N2SW SECTION 2, TOWNSHIP 1 NORTH, RANGE 7 EAST, GALLATIN COUNTY. 43A 190637 00 WAS SPLIT IN 2021; 34 ACRES AT A RATE OF 429.05 GPM REMAINED ON PARENT RIGHT 43A 190637 00 AND 6 ACRES AT A RATE OF 75.39 GPM BECAME CHILD RIGHT 43A 30153449.

PROPOSED CHANGE

FLOW RATE: 429.05 GPM

ACRES: 34.00

APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF WATER RIGHT 43A 190637 00. APPLICANT PROPOSES TO CHANGE POINT OF DIVERSION TO A PORTABLE PUMP FROM BRACKETT CREEK THAT MAY BE MOVED ALONG BRACKETT CREEK WITHIN THE S2NWSW, NESWSW, AND NWSEW OF SECTION 2, TOWNSHIP 1 NORTH, RANGE 7 EAST, GALLATIN COUNTY. APPLICANT PROPOSES TO ADD 3.6 ACRES TO PLACE OF USE IN THE SWNWSW AND NWSWSW OF SECTION 2, TOWNSHIP 1 NORTH, RANGE 7 EAST, GALLATIN COUNTY. APPLICANT PROPOSES TO RETIRE 7.5 ACRES OF HISTORIC IRRIGATION IN THE S2NESW AND N2SESW OF SECTION 2, TOWNSHIP 1 NORTH, RANGE 7 EAST, GALLATIN COUNTY.

In general, the department will make a preliminary determination to grant or deny this application within 120 days of the date the application is deemed correct and complete. That date is currently unknown. If the preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have at least 15 days and no more than 60 days (specific deadline will be identified at time of notice) to submit an objection under § 85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136